IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

WP(C).No. 8872 of 2006(F)

PETITIONER:

K.SUGATHAN NAIR, AGED 55 YEARS,
S/O.KRISHNAPILLAI, RESIDING AT KOCHUTHOPPU,
CHITHRANAGAR T.C.NO.34/782, VELLAKADAVU P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.T.RAJASEKHARAN NAIR

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, DEPARTMENT OF REVENUE,
THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
COLLECTORATE, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT.ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Thottathil B. Radhakrishnan, J.

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W.P.(C)No.8872 of 2006

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Dated this the 22nd day of February, 2007.

JUDGMENT

Ext.P1 is an order of remand under the Land Assignment Act. Petitioner's complaint is that the land value fixed in determining the price for assignment is wholly excessive. This writ petition was admitted on 24-3-2006. Under such circumstances, since the petitioner has an alternate remedy by way of an appeal before the competent appellate authority, he is free to file an appeal under the Land Assignment Act against Ext.P1 before the competent appellate authority, who will consider the same within a period of six months from the date of receipt of a copy of the appeal, as aforesaid. Such appeal need be entertained, if it is filed within a period of three weeks from now.

Writ Petition is disposed of in the above terms.

Thottathil B.Radhakrishnan,
Judge.

sl.